

REMARKS

Applicant has carefully reviewed the Office Action dated November 16, 2006. Applicant has amended Claims 1, 4, 7, 10, 13, and 16 to more clearly point out the present inventive concept. Applicant has cancelled Claims 3 and 12. Reconsideration and favorable action is respectfully requested.

Claim 1 stands rejected on the ground of non-statutory double patenting in view of Claim 1 of U.S. Patent No. 6,985,954, as the Examiner considers the claims, if allowed, to improperly extend the "right to exclude" already granted in the patent. A terminal disclaimer, in accordance with 37 CFR 1.321(c), is attached herewith.

Applicant notes with appreciation the Examiner's indication that Claims 3-4, 7, 12-13, and 16 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claim 1 has incorporated the limitations of Claim 3 and Claim 10 has incorporated the limitations of Claim 12. Therefore, Applicant believes that all of the currently presented claims are in condition for allowance.

Applicant has now made an earnest attempt in order to place this case in condition for allowance. For the reasons stated above, Applicant respectfully requests full allowance of the claims as amended. Please charge any additional fees or deficiencies in fees or credit any overpayment to Deposit Account No. 20-0780/PHLY-25,337 of HOWISON & ARNOTT, L.L.P.

Respectfully submitted,
HOWISON & ARNOTT, L.L.P.
Attorneys for Applicant

/Gregory M. Howison Reg. #30646/
Gregory M. Howison
Registration No. 30,646

GMH:mgr
P.O. Box 741715
Dallas, Texas 75374-1715
Tel: 972-479-0462
Fax: 972-479-0464
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AMENDMENT AND RESPONSE

S/N 09/602,034

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